

FOURTH DAY
(Thursday, May 27, 1982)

The Senate met at 11:00 o'clock a.m., pursuant to adjournment and was called to order by the President.

The roll was called and the following Senators were present: Andujar, Blake, Brooks, Brown, Caperton, Doggett, Farabee, Glasgow, Harris, Howard, Jones, Kothmann, Leedom, Mauzy, McKnight, Meier, Mengden, Ogg, Parker, Richards, Santiesteban, Sarpalius, Short, Snelson, Traeger, Travis, Uribe, Vale, Williams, Wilson.

Absent-excused: Truan.

A quorum was announced present.

Senator Grant Jones offered the invocation as follows:

Heavenly Father, we thank Thee for the blessings that Thou hast given us. We ask that Thou will guide us and direct us in the ways pleasing in Thy sight, in order that our labors may be pleasing to Thee. In Christ's name, Amen.

On motion of Senator Mauzy and by unanimous consent, the reading of the Journal of the proceedings of yesterday was dispensed with and the Journal was approved.

LEAVE OF ABSENCE

Senator Truan was granted leave of absence for today on account of important business on motion of Senator Doggett.

REPORTS OF STANDING COMMITTEES

Senator Snelson submitted the following report for the Committee on Education:

H.J.R. 1

Senator Jones submitted the following report for the Committee on Finance:

S.J.R. 8

Senator Santiesteban submitted the following report for the Committee on Natural Resources:

C.S.S.J.R. 6 (Read first time)

Senator Brown, Acting Chairman, submitted the following report for the Committee on Human Resources:

C.S.S.J.R. 10 (Read first time)

MESSAGE FROM THE HOUSE

House Chamber
May 27, 1982

HONORABLE W. P. HOBBY
PRESIDENT OF THE SENATE

SIR: I am directed by the House to inform the Senate that the House has passed the following:

H.C.R. 14, Expressing legislative sentiment regarding future reductions-in-force of State employees.

Respectfully,

BETTY MURRAY, Chief Clerk
House of Representatives

SENATE BILLS AND RESOLUTION ON FIRST READING

The following bills and resolution were introduced, read first time and referred to the Committee indicated:

S.B. 5 by Sarpalius State Affairs
Relating to the offenses of driving while intoxicated and driving under the influence of a controlled substance or drug.

S.B. 8 by Sarpalius State Affairs
Relating to a work release program for persons convicted of certain criminal offenses.

S.C.R. 10 by Uribe Administration
Granting Mrs. Maria Sepulveda permission to sue the State of Texas.

RESOLUTIONS SIGNED

The President announced the signing in the presence of the Senate the following enrolled resolutions:

S.C.R. 5
S.C.R. 6

CO-AUTHOR OF SENATE BILL 7

On motion of Senator Farabee and by unanimous consent, Senator Meier will be shown as Co-author of **S.B. 7**.

SENATE RULE 103 SUSPENDED

On motion of Senator Blake and by unanimous consent, Senate Rule 103 was suspended in order that the Committee on Administration might consider today upon recess the following resolutions:

S.C.R. 7
S.C.R. 10

**COMMITTEE SUBSTITUTE SENATE JOINT RESOLUTION 10
ON SECOND READING**

On motion of Senator Brooks and by unanimous consent, the regular order of business and all necessary rules were suspended to take up for consideration at this time on its second reading and passage to engrossment:

C.S.S.J.R. 10. Proposing an amendment to **H.J.R. 62**, 67th Legislature, Regular Session, 1981, relating to a constitutional amendment to authorize the legislature to provide by law for assistance grants, medical care, and services to certain needy persons.

The resolution was read second time and was passed to engrossment.

RECORD OF VOTES

Senators Wilson, Meier and Short asked to be recorded as voting "Nay" on the passage of the resolution to engrossment.

**COMMITTEE SUBSTITUTE SENATE JOINT RESOLUTION 10
ON THIRD READING**

Senator Brooks moved that the Constitutional Rule and Senate Rule 68 requiring bills to be read on three several days be suspended and that **C.S.S.J.R. 10** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 29, Nays 1.

Yeas: Andujar, Blake, Brooks, Brown, Caperton, Doggett, Farabee, Glasgow, Harris, Howard, Jones, Kothmann, Leedom, Mauzy, McKnight, Mengden, Ogg, Parker, Richards, Santiesteban, Sarpalius, Short, Snelson, Traeger, Travis, Uribe, Vale, Williams, Wilson.

Nays: Meier.

Absent-excused: Truan.

The resolution was read third time and was passed by the following vote: Yeas 28, Nays 2.

Yeas: Andujar, Blake, Brooks, Brown, Caperton, Doggett, Farabee, Glasgow, Harris, Howard, Jones, Kothmann, Leedom, Mauzy, McKnight, Mengden, Ogg, Parker, Richards, Santiesteban, Sarpalius, Short, Snelson, Traeger, Travis, Uribe, Vale, Williams.

Nays: Meier, Wilson.

Absent-excused: Truan.

REPORT OF STANDING COMMITTEE

By unanimous consent, Senator Brooks, Acting Chairman, submitted the following report for the Committee on State Affairs:

S.B. 7 (Amended)

HOUSE RESOLUTION ON FIRST READING

The following resolution received from the House was read the first time and referred to the Committee indicated:

H.C.R. 14, To Committee on Administration.

SENATE RULE 103 SUSPENDED

On motion of Senator Sarpalius and by unanimous consent, Senate Rule 103 was suspended in order that the Committee on State Affairs might consider **S.B. 8** at 4:00 o'clock p.m. today.

**COMMITTEE SUBSTITUTE SENATE JOINT RESOLUTION 6
ON SECOND READING**

On motion of Senator Farabee and by unanimous consent, the regular order of business and all necessary rules were suspended to take up for consideration at this time on its second reading and passage to engrossment:

C.S.S.J.R. 6, Proposing a constitutional amendment relating to the maximum interest allowable on public bonds.

The resolution was read second time and was passed to engrossment.

**COMMITTEE SUBSTITUTE SENATE JOINT RESOLUTION 6 ON THIRD
READING**

Senator Farabee moved that the Constitutional Rule and Senate Rule 68 requiring bills to be read on three several days be suspended and that **C.S.S.J.R. 6** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 30, Nays 0.

Absent-excused: Truan.

The resolution was read third time and was passed by the following vote: Yeas 30, Nays 0.

Absent-excused: Truan.

SENATE JOINT RESOLUTION 8 ON SECOND READING

On motion of Senator Wilson and by unanimous consent, the regular order of business and all necessary rules were suspended to take up for consideration at this time on its second reading and passage to engrossment:

S.J.R. 8, Proposing a constitutional amendment exempting implements of husbandry from ad valorem taxation.

The resolution was read second time and was passed to engrossment.

RECORD OF VOTE

Senator Mauzy asked to be recorded as voting "Nay" on the passage of the resolution to engrossment.

SENATE JOINT RESOLUTION 8 ON THIRD READING

Senator Wilson moved that the Constitutional Rule and Senate Rule 68 requiring bills to be read on three several days be suspended and that **S.J.R. 8** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 29, Nays 1.

Yeas: Andujar, Blake, Brooks, Brown, Caperton, Doggett, Farabee, Glasgow, Harris, Howard, Jones, Kothmann, Leedom, McKnight, Meier, Mengden, Ogg, Parker, Richards, Santiesteban, Sarpalius, Short, Snelson, Traeger, Travis, Uribe, Vale, Williams, Wilson.

Nays: Mauzy.

Absent-excused: Truan.

The resolution was read third time and was passed by the following vote: Yeas 29, Nays 1. (Same as previous roll call.)

HOUSE JOINT RESOLUTION 1 ON SECOND READING

On motion of Senator Snelson and by unanimous consent, the regular order of business and all necessary rules were suspended to take up for consideration at this time on its second reading and passage to third reading:

H.J.R. 1, Amending the constitution to repeal the state property tax.

The resolution was read second time.

Senator Parker offered the following amendment to the resolution:

Amend **H.J.R. 1** by striking all below the resolving clause and substituting in lieu thereof:

SECTION 1. That Article VIII, Section 1-e, of the Texas Constitution be revised to read as follows:

Sec. 1-e. No state ad valorem taxes shall be levied on any property within this state for state purposes after December 31, 1982, except as provided by this constitution. A person is not required to pay state ad valorem taxes levied after December 31, 1979, and before January 1, 1983, but is not entitled to a refund for taxes paid.

SECTION 2. That Article VII, Section 17, of the Texas Constitution be revised to read as follows:

Sec. 17. (a) All receipts from previously authorized state ad valorem taxes that have not been distributed by the comptroller of public accounts shall be deposited in the higher education endowment fund established under this section of this constitution.

(b) All receipts from previously authorized state ad valorem taxes that have been distributed by the comptroller of public accounts under prior law may be expended by the institutions receiving them for the purposes provided by Subsection (i) of this section.

(c) Any previous appropriations made for the acquiring or constructing of buildings or other permanent improvements for institutions of higher education may not be held invalid as contrary to prior law under this section.

(d) Beginning January 1, 1983, a state ad valorem tax of 3 cents on the \$100 assessed valuation is levied on taxable property. For the purposes of this tax, and any tax established pursuant to Subsection (g) of this section, all property shall be assessed on the basis of 100 percent of its value as provided by law. The legislature may provide a residence homestead exemption from this tax not to exceed 40 percent for the years 1983 and 1984, 30 percent for the years 1985 through 1987, and 20 percent in 1988 and each subsequent year, and an additional residence homestead exemption, not to exceed 20 percent, for persons who are disabled, according to Section 1-b of Article VIII of this constitution, or 65 years of age or older.

(e) All or \$100 million of the tax levied under Subsection (d) of this section collected each year, whichever amount is less, shall be distributed annually among the public senior colleges and universities created by general law, including medical units eligible to share the receipts of the tax. All receipts from the tax collected for a year in excess of \$100 million shall be deposited in a special fund in the State Treasury to be known as the higher education endowment fund.

(f) The higher education endowment fund consists of (1) the receipts of the ad valorem taxes deposited pursuant to Subsections (e) and (g) of this section, (2) all receipts from previously authorized state ad valorem taxes not distributed by the comptroller of public accounts under prior law, (3) revenue appropriated to the fund or dedicated to the fund by law, and (4) interest, dividends, and other income from the investment of the fund. The legislature shall provide by law for the investment of the higher education endowment fund in the manner provided by law for investment of the permanent school fund.

(g) When the balance of the higher education endowment fund reaches \$2 billion, the tax established in Subsection (d) of this section is abolished effective January 1 of the following year. Beginning that year, and each year thereafter, the legislature may levy and provide for the collection of a state ad valorem tax not to exceed 3 cents on the \$100 assessed valuation of taxable property. The proceeds of the tax may in whole or part be distributed among the public senior colleges and universities created by general law, including medical units eligible to share the receipts of the tax. Any portion of the proceeds of the tax not distributed to eligible institutions shall be deposited in the higher education endowment fund unless appropriated by the legislature for other purposes it considers appropriate. The legislature may not adjust the tax rate in a manner that will impair the obligations created by outstanding bonds.

(h) As of January 1 of the year following the year in which the higher education endowment fund reaches \$2 billion, the distribution procedure described in Subsection (e) of this section shall no longer be effective. Beginning that year, and each year thereafter, 90 percent of the interest, dividends, and other income of the higher education endowment fund shall be distributed among the public senior colleges and universities created by general law, including medical units eligible to share in the income of the fund. The remaining 10 percent of the income shall be deposited in and become a part of the higher education endowment fund. The distribution of income under this subsection is in addition to any tax proceeds that may be distributed to eligible institutions under Subsection (g) of this section.

(i) The tax proceeds and income distributed by this section may be used for the purpose of acquiring land either with or without permanent improvements, constructing and equipping buildings or other permanent improvements, major repair and renovation of existing buildings or other permanent improvements, and acquiring capital equipment and library books and library materials, at public senior institutions of higher education including but not limited to:

- (1) Texas Tech University at Lubbock;
- (2) North Texas State University at Denton;
- (3) Lamar University at Beaumont;
- (4) Texas A&I University at Kingsville;
- (5) Texas Woman's University at Denton;
- (6) Texas Southern University at Houston;
- (7) Midwestern State University at Wichita Falls;
- (8) The University of Houston Central Campus at Houston;
- (9) Pan American University at Edinburg;
- (10) East Texas State University at Commerce;
- (11) Sam Houston State University at Huntsville;
- (12) Southwest Texas State University at San Marcos;
- (13) West Texas State University at Canyon;
- (14) Stephen F. Austin State University at Nacogdoches;
- (15) Sul Ross State University at Alpine;
- (16) Angelo State University at San Angelo;
- (17) East Texas State University at Texarkana;
- (18) Texas College of Osteopathic Medicine at Fort Worth;
- (19) Pan American University at Brownsville;
- (20) Texas Tech University Health Sciences Center at Lubbock;
- (21) University of Houston Downtown College at Houston;
- (22) University of Houston at Clear Lake City;
- (23) University of Houston Victoria Center at Victoria;
- (24) Corpus Christi State University at Corpus Christi; and
- (25) Laredo State University at Laredo.

(j) The tax receipts and income distributed by this section may also be used to refund bonds or notes issued under this section.

(k) The governing board of each institution authorized to participate in the allocation of the receipts of the taxes authorized by this section and the income of the higher education endowment fund may issue bonds and notes for any of the purposes set forth in Subsection (i) of this section. Each board may pledge to the payment of the principal and interest of those bonds or notes not more than one-third of the constitutional tax receipts and all or any part of the income or statutory tax receipts allocated to the institution.

(l) The Texas Legislature in regular session shall, in the year 1983, and every 10 years thereafter, allocate by equitable formula the tax receipts designated for distribution in Subsections (e) and (g) of this section and the income from the higher education endowment fund designated for distribution in Subsection (h) of this section among the governing boards of the institutions then authorized to receive the distributions. The allocations shall be for 10-year periods beginning September 1 of the year the legislature is directed by this subsection to allocate the fund, except that the first allocation shall be for a nine-year period beginning September 1, 1984. If the legislature fails to establish the formula and allocate the tax receipts and income for any period, a committee composed of the Governor, Lieutenant Governor, Speaker of the House of Representatives, Comptroller of Public Accounts, and State Treasurer shall determine by majority vote an equitable formula for allocation.

(m) An agency designated by the legislature shall develop for the use of the general academic institutions of higher education eligible to share in the distribution of money under this section a set of guidelines based on professionally recognized or national standards relating to the determination of the need for acquiring land either with or without permanent improvements, constructing and equipping buildings or other permanent improvements, major

repair and renovation of existing buildings or other permanent improvements, and acquiring capital equipment and library books and library materials. The agency designated by the legislature to develop the guidelines shall use the guidelines to review and approve projects for the acquisition of land or other permanent improvements, constructing and equipping buildings or other permanent improvements, and major repair and renovation of existing buildings or other permanent improvements and shall report biennially to the legislature as to institutional adherence to the guidelines.

(n) Funds provided under this section and the proceeds of the bonds or notes issued under this section may not be used for the purpose of constructing, equipping, repairing, or renovating buildings or other permanent improvements that are to be used for student housing, intercollegiate athletics, or auxiliary enterprise operations.

(o) The bonds and notes issued under this section shall be payable solely out of the receipts of a tax levied under this section and the income of the higher education endowment fund and shall mature serially or otherwise in not more than 10 years from their respective dates. All bonds issued under this section shall be sold only through competitive bidding and are subject to approval by the attorney general. Bonds approved by the attorney general shall be incontestable. The permanent university fund may be invested in the bonds and notes issued under this section.

(p) Other than the appropriations required in this section, the state systems and institutions of higher education designated to receive allocations of money under this section may not receive any funds from the State Treasury for acquiring land either with or without permanent improvements, for constructing and equipping buildings or other permanent improvements, or for major repair and renovation of existing buildings or other permanent improvements, except:

(1) in the case of fire or natural disaster, the legislature may appropriate from the State Treasury an amount sufficient to replace any uninsured loss so incurred;

(2) by a two-thirds vote of the membership of each house the legislature may appropriate general revenue funds to an institution if the need for appropriations is demonstrated; and

(3) the legislature may appropriate funds for nonacademic special research facilities of particular benefit to the state.

(q) This section is self-enacting on the issuance of the governor's proclamation declaring the adoption of this amendment, and the State Property Tax Board, the Comptroller of Public Accounts, and the State Treasurer shall do all things necessary to give effect to this section. This section does not impair any obligation created by the issuance of any bonds or notes in accordance with prior law, and all outstanding bonds and notes shall be paid in full, both principal and interest, in accordance with their terms. If the provisions of this section conflict with any other provision of this constitution, the provisions of this section prevail.

SECTION 3. This proposed constitutional amendment shall be submitted to the voters at an election to be held on November 2, 1982. The ballot shall be printed to provide for voting for or against the proposition: "The constitutional amendment to reduce the 10-cent state property tax to 3 cents, to forgive prior state property taxes, and to establish the higher education endowment fund from the revenue from that tax.

PARKER
DOGGETT

The amendment was read.

On motion of Senator Snelson, the amendment was tabled by the following vote: Yeas 22, Nays 8.

Yeas: Andujar, Blake, Brooks, Brown, Farabee, Glasgow, Harris, Howard, Jones, Kothmann, Leedom, Meier, Mengden, Richards, Santiesteban, Sarpalius, Short, Snelson, Traeger, Travis, Williams, Wilson.

Nays: Caperton, Doggett, Mauzy, McKnight, Ogg, Parker, Uribe, Vale.

Absent-excused: Truan.

The resolution was passed to third reading.

HOUSE JOINT RESOLUTION 1 ON THIRD READING

Senator Snelson moved that the Constitutional Rule and Senate Rule 68 requiring bills to be read on three several days be suspended and that **H.J.R. 1** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 29, Nays 1.

Yeas: Andujar, Blake, Brooks, Brown, Caperton, Doggett, Farabee, Glasgow, Harris, Howard, Jones, Kothmann, Leedom, Mauzy, Meier, Mengden, Ogg, Parker, Richards, Santiesteban, Sarpalius, Short, Snelson, Traeger, Travis, Uribe, Vale, Williams, Wilson.

Nays: McKnight.

Absent-excused: Truan.

The resolution was read third time and was passed by the following vote: Yeas 29, Nays 1. (Same as previous roll call.)

RECESS

On motion of Senator Mauzy the Senate at 12:18 o'clock p.m. took recess until 4:00 o'clock p.m. today.

AFTER RECESS

The Senate met at 4:00 o'clock p.m. and was called to order by the President.

SENATOR ANNOUNCED PRESENT

Senator Truan who had previously been recorded as "Absent-Excused" was announced "Present".

LEAVES OF ABSENCE

Senator Ogg was granted leave of absence for the remainder of today on account of important business on motion of Senator Glasgow.



Senator Harris was granted leave of absence for the remainder of today on account of important business on motion of Senator Andujar.

MESSAGE FROM THE HOUSE

House Chamber
May 27, 1982

**HONORABLE W. P. HOBBY
PRESIDENT OF THE SENATE**

SIR: I am directed by the House to inform the Senate that the House has passed the following:

H.C.R. 11, Encouraging Texans to visit the Texas Embassy Living Museum.

H.C.R. 13, In memory of Edward H. Green.

H.C.R. 16, Commending the Honorable Julius Neunhoffer, County Judge of Kerr County.

H.C.R. 17, Directing that the human services center to be constructed in Austin be named the John H. Winters Human Services Center.

H.C.R. 18, In memory of Harry Shapiro.

H.C.R. 19, In memory of former State Representative Billy Williamson.

S.C.R. 4, In memory of the Honorable Bill Hilliard.

S.C.R. 8, In memory of the Honorable Gilbert Grady Roberts.

S.C.R. 9, In memory of the Honorable Pat Bullock.

Respectfully,

BETTY MURRAY, Chief Clerk
House of Representatives

REPORTS OF STANDING COMMITTEES

By unanimous consent, Senator Blake submitted the following report for the Committee on Administration:

S.C.R. 7
S.C.R. 10

By unanimous consent, Senator Jones submitted the following report for the Committee on Finance:

C.S.S.B. 6 (Read first time)

SENATE RESOLUTION ON FIRST READING

On motion of Senator Uribe and by unanimous consent, the following resolution was introduced, read first time and referred to the Committee indicated:

S.R. 83 by Uribe Administration
Urging the President and Congress to proceed with utmost caution to preserve the reasonable expectations and rights of those who have earned or presently are earning railroad retirement benefits.

PERMISSION TO RECORD VOTE

On motion of Senator Truan and by unanimous consent, Senator Truan was granted permission to be shown voting "Nay" on the motion to table Senator Parker's amendment to **H.J.R. 1** and "Yea" on final passage of **H.J.R. 1**.

COMMITTEE SUBSTITUTE SENATE BILL 6 ON SECOND READING

On motion of Senator Meier and by unanimous consent, the regular order of business and all necessary rules were suspended to take up for consideration at this time on its second reading and passage to engrossment:

C.S.S.B. 6, Relating to appropriations to alleviate the problems of overcrowded prisons and to publish constitutional amendments.

The bill was read second time.

(Senator Traeger in Chair)

Senator Wilson offered the following amendment to the bill:

Amend **S.B. 6** by adding the following section after Section 5, and renumbering all sections thereafter:

SECTION 6. No state funds shall be expended in excess of \$10,000 for plaintiff's attorney's or attorneys' fees, court costs or other plaintiff's expenses in any one suit brought against the Texas Department of Corrections or any employee thereof unless the expenditure of said funds is specifically authorized by an appropriations act of the legislature which specifically identifies the plaintiff's attorney or attorneys and the suit or suits brought against the State of Texas or any board or agency thereof.

The amendment was read and was adopted by the following vote: Yeas 18, Nays 11.

Yeas: Andujar, Blake, Brown, Glasgow, Howard, Jones, Leedom, McKnight, Meier, Mengden, Richards, Sarpalius, Short, Snelson, Traeger, Travis, Williams, Wilson.

Nays: Brooks, Caperton, Doggett, Farabee, Kothmann, Mauzy, Parker, Santiesteban, Truan, Uribe, Vale.

Absent-excused: Harris, Ogg.

On motion of Senator Meier and by unanimous consent, the caption was amended to conform to the body of the bill as amended.

The bill as amended was passed to engrossment by the following vote: Yeas 28, Nays 1.

Yeas: Andujar, Blake, Brooks, Brown, Caperton, Doggett, Farabee, Glasgow, Jones, Kothmann, Leedom, Mauzy, McKnight, Meier, Mengden, Parker, Richards, Santiesteban, Sarpalius, Short, Snelson, Traeger, Travis, Truan, Uribe, Vale, Williams, Wilson.

Nays: Howard.

Absent-excused: Harris, Ogg.

(President in Chair)

COMMITTEE SUBSTITUTE SENATE BILL 6 ON THIRD READING

Senator Meier moved that the Constitutional Rule and Senate Rule 68 requiring bills to be read on three several days be suspended and that C.S.S.B. 6 be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 28, Nays 1.

Yeas: Andujar, Blake, Brooks, Brown, Caperton, Doggett, Farabee, Glasgow, Jones, Kothmann, Leedom, Mauzy, McKnight, Meier, Mengden, Parker, Richards, Santiesteban, Sarpalius, Short, Snelson, Traeger, Travis, Truan, Uribe, Vale, Williams, Wilson.

Nays: Howard.

Absent-excused: Harris, Ogg.

The bill was read third time and was passed by the following vote: Yeas 28, Nays 1. (Same as previous roll call.)

MOTION TO PLACE SENATE BILL 7 ON SECOND READING

Senator Farabee asked unanimous consent to suspend the regular order of business and all necessary rules to take up for consideration at this time:

S.B. 7, Relating to the eligibility for parole and mandatory supervision of prisoners under extraordinary circumstances, credit earned by a prisoner toward reduction of a sentence; creating a task force with certain powers and duties.

POINT OF ORDER

Senator Travis raised a Point of Order concerning consideration of **S.B. 7**, requesting a ruling from the Chair as to whether **S.B. 7** is within the Call of the Governor.

The President stated that Item 1 of the Governor's Proclamation on May 26 requests appropriations to Texas Department of Corrections for construction

projects, additional security, staff, utilities and other operating and equipment costs.

The President overruled the Point of Order, stating **S.B. 7** contains provision for appropriations for these items and is within the Call of the Governor.

There was objection to the consideration of **S.B. 7**.

**SENATE CONCURRENT RESOLUTION 7
ON SECOND READING**

On motion of Senator Caperton and by unanimous consent, the regular order of business and all necessary rules were suspended to take up for consideration at this time on its second reading:

S.C.R. 7, Memorializing Congress expressing opposition of 67th Legislature to passage by Congress of the Public Employee Retirement Income Security Act in any version.

The resolution was read second time and was adopted.

HOUSE CONCURRENT RESOLUTION 17

The President laid before the Senate the following resolution:

H.C.R. 17, Directing that the Human Services Center to be constructed in Austin be named the John H. Winters Human Services Center.

The resolution was read.

On motion of Senator Brooks and by unanimous consent, the resolution was considered immediately and was adopted.

SENATE RULE 103 SUSPENDED

On motion of Senator Farabee and by unanimous consent, Senate Rule 103 was suspended in order that the Committee on State Affairs might consider **S.B. 8** today upon adjournment.

MEMORIAL RESOLUTIONS

H.C.R. 18 - (Jones): Memorial resolution for Harry Shapiro.

S.R. 71 - By Brooks: Memorial resolution for Don Reid, Jr.

S.R. 72 - By Brooks: Memorial resolution for John Whitfield Mecom, Sr.

S.R. 74 - By Doggett: Memorial resolution for James D. Goode.

S.R. 76 - By Sarpalius: Memorial resolution for Jay Littleton Taylor.

S.R. 77 - By Glasgow: Memorial resolution for Mrs. Treva Crum.

S.R. 78 - By Glasgow: Memorial resolution for B. P. Douglas.

S.R. 79 - By Brooks: Memorial resolution for Ella Cochrum Fondren.

WELCOME AND CONGRATULATORY RESOLUTIONS

H.C.R. 11 (Doggett): Encouraging Texans to visit the Texas Embassy Living Museum.

S.R. 68 - By Uribe: Extending congratulations to Ricky Ramos.

S.R. 69 - By Uribe: Extending congratulations to Austin Gabourel.

S.R. 70 - By Vale: Commending Ed Cody for his outstanding service to the Northside School District.

S.R. 73 - By Mengden: Commending the National Rifle Association on its many worthwhile programs.

S.R. 75 - By McKnight: Commending W. W. Potter for his years of dedicated service to the State.

S.R. 80 - By Blake: Extending congratulations to Gilbert Wright.

S.R. 81 - By Ogg: Extending congratulations to Larry Dan McGinnis.

S.R. 82 - By Brown: Commending City of Lake Jackson for its community beautification achievements.

S.R. 84 - By McKnight: Extending congratulations to Tony Barber and Kim Kessler.

ADJOURNMENT

On motion of Senator Mauzy the Senate at 4:55 o'clock p.m. adjourned until 11:00 o'clock a.m. tomorrow.

In Memory

of

Pat Bullock

Senator Farabee offered the following resolution:

(Senate Concurrent Resolution 9)

WHEREAS, With the death of former State Senator and Representative Pat Bullock on November 21, 1981, the State of Texas lost one of its most outstanding citizens, whose wise counsel and good judgment will be deeply missed; and

WHEREAS, This fine public-spirited man served with distinction and honor in the state legislature during his 12-year tenure, for two years representing House District 118 and then as State Senator for District 24; and

WHEREAS, On January 9, 1951, this beloved and eminently wise solon was elected President Pro Tempore of the Senate by his fellow Senators, the highest honor they can bestow upon a colleague, to preside over the Senate in the absence of Lieutenant Governor Ben Ramsey; and

WHEREAS, After his graduation from West Texas State College and The University of Texas, Senator Bullock evinced a deep and abiding interest in education; he taught school for eight years before becoming Superintendent of Schools in Scurry County for the next 10 years; he also served for three years as director of rural education for the State Department of Education and then for two years as director of emergency education for the Works Progress Administration before his election to the House of Representatives in 1941; and

WHEREAS, Senator Bullock will be long remembered by his many friends and admirers for his dry wit, frankness, honesty, and ability to make and keep friends; and

WHEREAS, Survivors include his wife, Nancy; sister, Annabelle Corneilius; four grandchildren; and nine great-grandchildren; now, therefore, be it

RESOLVED by the Senate of the State of Texas, the House of Representatives concurring, That the 67th Legislature, 2nd Called Session, pay tribute to the life of service and achievement of an outstanding public servant who gave unstintingly of his time and substance, a loyal and devoted family man, former State Senator Pat Bullock; and, be it further

RESOLVED, That copies of this resolution be prepared for members of his family as an expression of sympathy from the Texas Legislature and that when the Legislature adjourns this day, it do so in memory of Pat Bullock.

FARABEE
DOGETT

The resolution was read.

On motion of Senator Doggett and by unanimous consent, the names of the Lieutenant Governor and Senators were added to the resolution as signers thereto.

On motion of Senator Farabee and by unanimous consent, the resolution was considered immediately and was adopted by a rising vote of the Senate.